Government Administration, Rules, Ethics & Audit Meeting Minutes

July 30, 2007 4:07 p.m.

City Hall, Third Floor

Present: Chair: CM Downard

Vice Chair: CM Ward-Pugh

Members: CM Henderson, and CW Green (arrived at 4:08)

Absent: CM Kramer (excused), CM Butler (excused), and

CM Stuckel (excused)

Chairman Downard began the meeting by introducing the members of the committee that were present. A quorum was established.

## Special Items For Discussion - Sunset Ordinance Process

Chairman Downard gave a review of the Sunset Ordinances as follows:

- 40 chapters starting out
- 28 complete and approved
- 10 assigned to committees
- 2 have not been assigned yet
- If chapter 110 and the remaining chapters of 150 are not ready, they will move the
  existing chapter and the changes at that point and time to the Committee so they start
  working on them and then complete the work as the rest comes forward

A hand out was given to the Committee Members (attached)

## **Pending Legislation**

O-44-03-07 (S) AN ORDINANCE REENACTING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) CHAPTER 34 "MERIT BOARD FOR EMPLOYEES OF CERTAIN DEPARTMENTS AND COMMISSIONS," PURSUANT TO KRS 67C.115 (2) AND (3). (AS AMENDED)

Status: In Committee - Held

**Committee:** Government Administration, Rules, Ethics & Audit

Primary Sponsor: Rick Blackwell Kelly Downard

Motion to Untable was made by Tina Ward-Pugh and seconded by Robert Henderson.

This item was untabled.

VOTING RESULTS: For: 4; Against: 0; Abstain: 0; Absent: 3

For: Judy Green, Kelly Downard, Robert Henderson, Tina Ward-Pugh

Against: (None) Abstain: (None)

Absent: Kevin Kramer, Glen Stuckel, Marianne Butler

**Discussion**: Bill Warner, Assistant County Attorney; and Lynne Fleming, Acting Secretary of the Merit Board, were present to answer questions. The following was discussed:

- Political Activities for Merit Board Employees
- Wording change to clarify that employees can make voluntary contributions

- KRS 18A.140 state statute that covers this issue
- Clears up any potential constitutional problems
- Prohibits fundraising
- Prohibits soliciting contributions
- Can not be a solicitor at a fund raiser
- This is limited to employees Classified as Merit Board employees
  - Department of Health and Wellness
  - Air Pollution Control District
  - Some Planning and Design employees
- Brief history of Merit Board Employees was given
- 500 or less Merit Board Employees
- Enacted to protect employees from being coerced or having the impression of being coerced
- Council Members are not included
- Merit Board Employees are active regulatory Agencies
- EMS employees are represented by Teamsters and come out of the Merit Board Classification. They use their own grievance process
- Possibility of adding all regulatory agencies or taking all regulatory agencies out
- Similar language in Metro Personnel Policies and Procedures that apply to all employees
- Some sections do not seem as if they fit anymore
- Possibility of removing candidate restriction and its effect on other parts of the section
- Look at legislation that would protect rather than penalize Merit Board Employees

Motion to Table was made by Tina Ward-Pugh and seconded by Judy Green

This item was **TABLED**.

VOTING RESULTS: For: 4; Against: 0; Abstain: 0; Absent: 3

For: Judy Green, Kelly Downard, Robert Henderson, Tina Ward-Pugh

Against: (None) Abstain: (None)

Absent: Kevin Kramer, Glen Stuckel, Marianne Butler

O-108-04-07 AN ORDINANCE AMENDING §§ 72.007 and 72.125 OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO], RELATING TO PARKING REGULATIONS.

Status: In Committee - Tabled

Committee: Government Administration, Rules, Ethics & Audit

**Primary Sponsor:** Marianne Butler

Discussion: This item remained TABLED.

O-41-02-06 AN ORDINANCE CREATING AN ANIMAL WELFARE/CONTROL ADVISORY BOARD. (Reintroduced 08/29/06 & 02/08/07)

Status: In Committee - Tabled

**Committee:** Government Administration, Rules, Ethics &

Audit

**Primary Sponsor:** Kenneth C. Fleming

Discussion: This item remained TABLED.

## R-113-8-06 A RESOLUTION AMENDING SECTION 12 OF THE LOUISVILLE METRO COUNCIL POLICIES AND PROCEDURES TO ESTABLISH COMPENSATION ADMINISTRATION GUIDELINES. (Reintroduced 02/08/2007)

Status: In Committee - Tabled

Committee: Government Administration, Rules, Ethics &

Audit

Primary Sponsor: Rick Blackwell Robin Engel

Discussion: This item remained TABLED.

## **GOVERNMENT ADMINISTRATION COMMITTEE - VIEW ONLY**

\*NOTE: Items sent to the Consent Calendar or Old Business will be heard before the full Council at the Metro Council Meeting on August 9, 2007. Full discussion is available on audio cassette upon request of the Metro Council Clerk's Office 502-574-3902.

The meeting adjourned at 5:00 p.m. without objection. KQG